

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

EDWARD O'FINNEGAN,

Plaintiff,

v.

No. 10-CIV-965 WJ/LFG

CAPITOL ONE AUTO FINANCE,

Defendant.

**DEFENDANT CAPITAL ONE BANK  
N.A. 'S RULE 7.1 DISCLOSURE STATEMENT**

Defendant CAPITAL ONE BANK (USA), N.A. ("Capital One"), by and through undersigned counsel, respectfully submits this disclosure statement in compliance with Rule 7.1 of the Federal Rules of Civil Procedure, which requires that a nongovernmental corporate party to an action in a district court file a statement identifying any parent corporation and any publicly held corporation that owns ten percent or more of its stock, if applicable. Pursuant to Rule 7.1, Defendant Capital One states as follows:

- (a) Defendant Capital One Bank, N.A., is a wholly-owned subsidiary of Capital One Financial Corporation, which is a publicly-held company.
- (b) No publicly-held corporation beneficially owns 10% or more of Capital One Financial Corporation.

QUARLES & BRADY LLP  
Kevin D. Quigley (kquigley@quarles.com)  
John Craiger (jcraiger@quarles.com)  
One Renaissance Square  
Two North Central Avenue  
Phoenix, AZ 85004  
(602) 229-5200  
Fax (602) 229-5690

and

MODRALL SPERLING ROEHL  
HARRIS & SISK, P.A.

*Electronically Filed*

By /s/ Stan N. Harris, Attorney at Law  
Stan N. Harris (sharris@modrall.com)  
P. O. Box 2168  
Albuquerque, NM 87103  
(505) 848-1800  
Fax (505) 449-2006

**ATTORNEYS FOR DEFENDANT CAPITAL  
ONE AUTO FINANCE**

WE HEREBY CERTIFY that on the 30<sup>th</sup> day of November, 2010, we filed the foregoing electronically through the CM/ECF system, which caused the following counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

Edward O’Finnegan, Pro Se Plaintiff (Edward.OFinnegan@gmail.com)

MODRALL SPERLING ROEHL  
HARRIS & SISK, P.A.

By /s/ Stan N. Harris  
Stan N. Harris  
Attorneys for Defendant Capital  
One Auto Finance